



General Assembly

February Session, 2006

Raised Bill No. 371

LCO No. 2022

02022____KID

Referred to Committee on Select Committee on Children

Introduced by:
(KID)

***AN ACT CONCERNING RESIDENTIAL FACILITIES OPERATED BY
THE DEPARTMENT OF CHILDREN AND FAMILIES.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective from passage*) (a) Notwithstanding any
2 provision of the general statutes, on and before January 1, 2009, no
3 state agency, including, but not limited to, the Department of Children
4 and Families, may implement a plan to close a residential facility
5 operated by or under contract with the Department of Children and
6 Families, or construct a new residential facility on behalf of the
7 Department of Children and Families, without receiving prior
8 legislative approval of the plan in accordance with this section.

9 (b) The state agency shall file such plan with the clerks of the House
10 of Representatives and the Senate. The plan shall include details about
11 (1) any proposed closure or new facility; (2) the number of residents
12 affected by any proposed closure or the number of potential residents
13 of a new facility; (3) the associated costs of any proposed closure or
14 new facility; and (4) a summary of statutory changes necessary to
15 implement the closure or construction of a new facility.

16 (c) Not later than five days after receiving the plan, the clerks of the
 17 House of Representatives and the Senate shall refer the plan to the
 18 select committee of the General Assembly having cognizance of
 19 matters relating to children. The committee shall hold a public hearing
 20 on the plan not later than thirty days after receiving the plan. The
 21 committee may seek input from other committees or members of the
 22 General Assembly. Not later than five days after the hearing, the
 23 committee shall (1) hold a roll-call vote to approve or reject the plan,
 24 and (2) forward the plan and a record of the committee's vote to the
 25 General Assembly.

26 (d) The General Assembly may approve or reject the plan, in whole,
 27 by a majority vote of each house. If the plan is submitted when the
 28 General Assembly is not in session, the plan shall be deemed rejected if
 29 the General Assembly fails to convene to consider the plan not later
 30 than thirty days after it receives the plan from the committee.

31 (e) If the plan is approved pursuant to subsection (d) of this section,
 32 the state agency may implement the plan, provided any required
 33 amendments to the general statutes are enacted prior to
 34 implementation. If the plan is rejected the state agency may submit an
 35 amended plan for approval in accordance with subsection (b) of this
 36 section.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	New section

Statement of Purpose:

To enact a moratorium on the closure of existing residential facilities or construction or planning of new residential facilities for the Department of Children and Families unless prior legislative approval is granted.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]